

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

CASE NO. 1:21-cv-01369-BKS-CFH

MICHAEL KIRKPATRICK,
individually and on behalf of all,
others similarly situated,

Plaintiff,

CLASS ACTION

JURY TRIAL DEMANDED

v.

GENESCO, INC. d/b/a JOURNEYS,

Defendant.

_____ /

STIPULATION FOR DISMISSAL WITHOUT PREJUDICE

Plaintiff Michael Kirkpatrick and Defendant Genesco, Inc. d/b/a Journeys, by and through their respective undersigned counsel, and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), hereby stipulate to the dismissal of this action as follows: Plaintiff's claims against Defendant Genesco, Inc. d/b/a Journeys are hereby dismissed **without** prejudice. The Parties also stipulate that no party hereto is an infant or incompetent.

Dated: February 24, 2022

/s/ Amy E. Richardson
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Attorneys for Plaintiff

IT IS SO ORDERED:

Brenda K. Sannes
Brenda K. Sannes
Chief U.S. District Judge

Dated: 2/25/2023
Syracuse, NY